



09/29/03

FITCH, EVEN, TABIN & FLANNERY

ATTORNEYS AND COUNSELLORS AT LAW

Established in 1859

SUITE 401L - 1801 K STREET, NW
WASHINGTON, D.C. 20006-1201TELEPHONE (202) 419-7000
FACSIMILE (202) 419-7007

ILLINOIS OFFICE

SUITE 1600 - 120 SOUTH LA SALLE STREET, CHICAGO, ILLINOIS 60603-3406
TELEPHONE (312) 577-7000

CALIFORNIA OFFICE

SUITE 250 - 9276 SCRANTON ROAD, SAN DIEGO, CA 92121-7707
TELEPHONE (858) 552-1311

COLORADO OFFICE

SUITE 213 - 1942 BROADWAY, BOULDER, COLORADO 80302
TELEPHONE (303) 402-6966

CHRISTOPHER E. GEORGE*
SCOTT J. MENGHINI
EDWARD E. CLAIR
SANDRA V. SCAVO
JON A. BIRMINGHAM
RUDY KRATZ
RAMON R. HOCH*
JOHN E. LYHUS
STEVEN M. FREELAND
DONNA E. BECKER
SEAN R. O'DOWD
MICHAEL G. VRANICAR
BRIAN S. CLISE
MARTIN R. BADER
DEREK L. PRESTIN
MARK A. BORSOS
DAVID R. JAGLOWSKI
W. BRIAN EDGE*

PATENT AGENTS

ERIC J. WHITESELL
JONATHAN H. BACKENSTOSE
LILIA I. SAFONOV

OF COUNSEL

THOMAS F. LEBENS
GEORGE W. SPELLMIRE, JR.
LISA M. SOMMER

03945 U.S. PTO
10/672067



09/29/03

MORGAN L. FITCH, JR.*
FRANCIS A. EVEN*
JULIUS TABIN
JOHN F. FLANNERY
ROBERT B. JONES
JAMES J. SCHUMANN
JAMES J. HAMILL
TIMOTHY E. LEVSTIK
JOSEPH E. SHIPLEY
KENNETH H. SAMPLES
PHILIP T. PETTI
JOSEPH T. NABOR
STEVEN C. SCHROER
RICHARD A. KABA*
KARL R. FINK
MARK W. HETZLER
TIMOTHY P. MALONEY
JAMES P. KRUEGER
STEPHEN S. FAVAKEH*
EDWARD W. GRAY, JR.*
RICHARD E. WAWRZYNIAK
STEVEN G. PARMELEE
SHERRI N. BLOUNT*
BRUCE R. MANSFIELD
KENDREW H. COLTON*
G. PAUL EDGELL*
RICHARD W. SCHUMACHER
MICHAEL A. SANZO*

September 29, 2003

Commissioner of Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, MS Patent Application
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

*ADMITTED TO D.C. BAR; D.C. PRACTICE OF
ALL OTHERS LIMITED TO FEDERAL COURTS
AND AGENCIES

Re: Continuation Patent Application
(Division of U.S. application no. 10/100,177)
Appl. No.: to be assigned
Filed: herewith
For: **System for Co-Culturing Bacteria
and Eukaryotic Cells**
Inventor(s): Paoletti, *et al.*
Atty. Dkt.: 7570/80639

Sir:

The following documents are being forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. A true copy of application no. 10/100,177, as filed in the U.S. Patent and Trademark Office on March 19, 2002,

and naming as inventor(s): Lawrence C. Paoletti
Gennady Malin

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the application comprising:

9 pages of specification (numbered as pages 1-9);
4 pages of claims (numbered as pages 10-13),
a one page abstract (numbered as page 14), and
2 sheets of drawings (labeled as Fig. 1-Fig. 2B);

2. A copy of the Declaration (37 C.F.R. § 1.63) and Power of Attorney executed by inventor Lawrence C. Paoletti filed in the parent application (3 pages);
3. A copy of the Declaration (37 C.F.R. § 1.63) and Power of Attorney executed by inventor Gennady Malin filed in the parent application (3 pages);
4. Preliminary Amendment (6 pages);
5. Information Disclosure Statement (2 pages);
6. List of References Cited by Applicant (1 page);
7. A copy of the originally executed and recorded Assignments to The Brigham and Women's Hospital, Inc. filed in the parent application (6 pages); and
8. Two (2) return postcards.

This application is a division of U.S. application no. 10/100,177, filed on March 19, 2002. The '177 application claims priority to U.S. provisional application no. 60/279,436, filed on March 29, 2001.

The entire disclosure of the prior application, from which an oath or declaration is being supplied herewith in copy form from the prior application (37 C.F.R. § 1.63(d)), is considered a part of the disclosure of the accompanying divisional application and is hereby incorporated by reference.

In accordance with the requirements of 37 C.F.R. § 1.53(b), the present divisional application is being filed under the conditions specified in 35 U.S.C. § 120. The inventors named on this divisional application are the same as the inventors named on the parent, and the application is being filed before the patenting, or abandonment of, or termination of proceedings of the parent application (10/100,177).

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Fee Calculation

Applicants calculate the filing fees is as follows:

	Total		No. Extra	Rate	Fee
Basic Filing Fee					750.00
Total Claims Fee	41	20=	21	\$ 18.00	378.00
Independent Claims Fee	1	3 =	0	\$ 84.00	0.00
Multiple Dependent Claims Fee				\$ 280.00	280.00
TOTAL FEES DUE					\$ 1,408.00

The application is being filed under 37 C.F.R. § 1.53 without the filing fee.

We are submitting an Information Disclosure Statement which cites references originally submitted in connection with the parent application, U.S. 10/100,177. The present application relies upon 10/100,177 for priority under 35 U.S.C. § 120. Thus, in accordance with 37 C.F.R. § 1.98(d), copies of the listed references are not being submitted. If, for any reason, the Examiner cannot locate a listed reference, Applicants will be happy to submit a copy as a courtesy.

It is respectfully requested that the enclosed postpaid postcards be stamped with the serial number and the date the enclosed documents are received by the PTO and that they be returned as soon as possible.

Respectfully requested,

FITCH, EVEN, TABIN & FLANNERY



Michael A. Sanzo
Reg. No. 36,912
Attorney for Applicants

MAS:ct
Enclosures